

**Before the
Federal Communications Commission
Washington, D.C. 20554**

Brothers Broadcasting Corp.
Licensee of Radio Stations WRIN & WLQI
Facility ID # 7308 & 7309
Rensselaer, Indiana

File No. EB-04-CG-390 &
EB-04-CG-391
NOV No. V200432320035

Released: July 16, 2004

1. This is a Notice of Violation ("Notice") issued pursuant to Section 1.89 of the Commission's Rules,¹ to Brothers Broadcasting Corp., ("Brothers") licensee of radio stations WRIN & WLQI.

2. On July 12, 2004, an agent of the Commission's Chicago Office inspected radio stations WRIN & WLQI, located at Rensselaer, Indiana, and observed the following violations:

- a. 47 C.F.R. § 11.61(a)(1)(v): “Tests in odd numbered months shall occur between 8:30 a.m. and local sunset. Tests in even numbered months shall occur between local sunset and 8:30 a.m...These monthly tests must be retransmitted within 60 minute of receipt by broadcast stations.” At the time of the inspection, there was no evidence that Brothers transmitted the required monthly tests.
- b. 47 C.F.R. § 17.4(g): “... the Antenna Structure Registration Number must be displayed in a conspicuous place so that it is readily visible near the base of the antenna structure.” At the time of the inspection, Brothers did not have the Antenna Structure Registration Number posted.
- c. 47 C.F.R. § 73.1870: “The chief operator is responsible for completion of the following duties ... Review of the station records at least once each week to determine if required entries are being made correctly ... Upon completion of the review, the chief operator or his designee must date and

¹ 47 C.F.R. § 1.89.

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sign the log.” At the time of the inspection, the chief operator was not reviewing the station logs.

3. Pursuant to Section 308(b) of the Communications Act of 1934, as amended,² and Section 1.89 of the Commission's Rules, Brothers Broadcasting Corp., must submit a written statement concerning this matter within 20 days of release of this Notice. The response must fully explain each violation, must contain a statement of the specific action(s) taken to correct each violation and preclude recurrence, and should include a time line for completion of pending corrective action(s). The response must be complete in itself and signed by a principal or officer of the licensee with personal knowledge of the matter. All replies and documentation sent in response to this Notice should be marked with the File No. and NOV No. specified above, and mailed to the following address:

Federal Communications Commission
Chicago Office
1550 Northwest Highway, Room 306
Park Ridge, IL 60068

4. This Notice shall be sent to Brothers Broadcasting Corp., 5560 W. Amsler Road, Rensselaer, IN 47978.

5. The Privacy Act of 1974³ requires that we advise you that the Commission will use all relevant material information before it, including any information disclosed in your reply, to determine what, if any, enforcement action is required to ensure compliance. Any false statement made knowingly and willfully in reply to this Notice is punishable by fine or imprisonment under Title 18 of the U.S. Code.⁴

FEDERAL COMMUNICATIONS COMMISSION

G. Michael Moffitt
District Director
Chicago Office

² 47 U.S.C. § 308(b).

³ P.L. 93-579, 5 U.S.C. § 552a(e)(3).

⁴ 18 U.S.C. § 1001 *et seq.*